

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Ashton et al.

Application No.: 10/762,421

Confirmation No.: 4529

Filed: January 22, 2004

Art Unit: 1615

For: SUSTAINED RELEASE DEVICE AND  
METHOD FOR OCULAR DELIVERY OF  
CARBONIC ANHYDRASE INHIBITORS

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Examiner: A. Sasan

**AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. 1.116**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated October 23, 2009, please enter the following remarks.

**REMARKS**

Claims 1-14, 17-18, and 21 constitute the pending claims in the present application. Claims 4-9 and 11-13 are withdrawn from consideration. Applicants respectfully request reconsideration in view of the following remarks. Issues raised by the Examiner will be addressed below in the order they appear in the prior Office Action.

Rejection based on 35 U.S.C. 103(a). Claims 1-3, 10, 14, and 17 are rejected as being unpatentable over Smith (5,378,475) in view of Wong (6,331,313) and further in view of Heller (3,811,444). Applicants traverse this rejection to the extent it is maintained over the claims as amended.